



Adopted	Rejected
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COMMITTEE REPORT

YES:	12
NO:	5

MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred House Bill 1215, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 10 through 16, begin a new paragraph and
- 2 insert:
- 3 "SECTION 2. IC 4-4-37 IS ADDED TO THE INDIANA CODE AS
- 4 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
- 5 1, 2014]:
- 6 **Chapter 37. Historic Preservation Grant Program**
- 7 **Sec. 1. This chapter applies to a state fiscal year beginning after**
- 8 **June 30, 2015.**
- 9 **Sec. 2. (a) As used in this chapter, "preservation" means the**
- 10 **application of measures to sustain the form, integrity, and material**
- 11 **of:**
- 12 **(1) a building or structure; or**
- 13 **(2) the form and vegetative cover of property.**

(b) The term includes stabilization work and the maintenance of historic building materials.

Sec. 3. As used in this chapter, "office" refers to the office of rural and community affairs established by IC 4-4-9.7-4.

Sec. 4. (a) As used in this chapter, "qualified expenditures" means expenditures for preservation or rehabilitation that are chargeable to a capital account.

(b) The term does not include costs that are incurred to do the following:

- (1) Acquire a property or an interest in a property.
- (2) Pay taxes due on a property.
- (3) Enlarge an existing structure.
- (4) Pay realtor's fees associated with a structure or property.
- (5) Pay paving and landscaping costs.
- (6) Pay sales and marketing costs.

Sec. 5. As used in this chapter, "rehabilitation" means the process of returning a property to a state of utility through repair or alteration that makes possible an efficient contemporary use while preserving the parts or features of the property that are significant to the historical, architectural, or archeological values of the property.

Sec. 6. (a) The office may award a grant to a person in the year in which the person completes the preservation or rehabilitation of historic property and obtains the certifications required under section 7 of this chapter.

(b) The maximum amount of a grant awarded under this section is equal to twenty percent (20%) of the qualified expenditures that:

- (1) the person makes for the preservation or rehabilitation of historic property; and
- (2) are approved by the office.

Sec. 7. The office may award a grant to a person if all of the following conditions are met:

- (1) The historic property is:
 - (A) located in Indiana;
 - (B) at least fifty (50) years old; and
 - (C) owned by the person.
- (2) The office certifies that the historic property is listed in the register of Indiana historic sites and historic structures.

(3) The office certifies that the taxpayer submitted a proposed preservation or rehabilitation plan to the division that complies with the standards of the division.

(4) The office certifies that the preservation or rehabilitation work that is the subject of the grant substantially complies with the proposed plan referred to in subdivision (3).

(5) The preservation or rehabilitation work is completed in not more than:

(A) two (2) years; or

(B) five (5) years if the preservation or rehabilitation plan indicates that the preservation or rehabilitation is initially planned for completion in phases.

The time in which work must be completed begins when the physical work of construction or destruction in preparation for construction begins.

(6) The historic property is:

(A) actively used in a trade or business;

(B) held for the production of income; or

(C) held for the rental or other use in the ordinary course of the taxpayer's trade or business.

(7) The qualified expenditures for preservation or rehabilitation of the historic property exceed ten thousand dollars (\$10,000).

Sec. 8. The office may provide the certifications referred to in section 7(3) and 7(4) of this chapter if a taxpayer's proposed preservation or rehabilitation plan complies with the standards of the office and the taxpayer's preservation or rehabilitation work complies with the plan.

Sec. 9. The total amount of grants awarded under this chapter in a particular state fiscal year may not exceed the amount appropriated by the general assembly to the office for making grants under this chapter in that state fiscal year."

Page 2, delete lines 1 through 12.

Page 2, delete lines 18 through 42.

Delete pages 3 through 6.

Page 7, delete lines 1 through 4, begin a new paragraph and insert:

"SECTION 4. IC 6-3.1-16-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. A taxpayer qualifies

for a credit under section 7 of this chapter if all of the following conditions are met:

(1) The historic property is:

(A) located in Indiana;

(B) at least fifty (50) years old; and

(C) except as provided in section 7(c) of this chapter, owned by the taxpayer.

(2) The ~~division~~ **office** certifies that the historic property is listed in the register of Indiana historic sites and historic structures.

(3) The ~~division~~ **office** certifies that the taxpayer submitted a proposed preservation or rehabilitation plan to the ~~division~~ **office** that complies with the standards of the ~~division~~ **office**.

(4) The ~~division~~ **office** certifies that the preservation or rehabilitation work that is the subject of the credit substantially complies with the proposed plan referred to in subdivision (3).

(5) The preservation or rehabilitation work is completed in not more than:

(A) two (2) years; or

(B) five (5) years if the preservation or rehabilitation plan indicates that the preservation or rehabilitation is initially planned for completion in phases.

The time in which work must be completed begins when the physical work of construction or destruction in preparation for construction begins.

(6) The historic property is:

(A) actively used in a trade or business;

(B) held for the production of income; or

(C) held for the rental or other use in the ordinary course of the taxpayer's trade or business.

(7) The qualified expenditures for preservation or rehabilitation of the historic property exceed ten thousand dollars (\$10,000).".

Page 7, delete lines 28 through 42.

Delete page 8.

Page 9, delete lines 1 through 20, begin a new paragraph and insert:

"SECTION 8. IC 6-3.1-16-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 14. (a) The amount of tax credits allowed under this chapter may not exceed:

(1) seven hundred fifty thousand dollars (\$750,000) in the state

1 fiscal year beginning July 1, 1997, and the state fiscal year
2 beginning July 1, 1998; ~~and~~

3 (2) four hundred fifty thousand dollars (\$450,000) in a state fiscal
4 year that begins ~~July 1, 1999, or thereafter:~~ **after June 30, 1999,**
5 **and ends before July 1, 2015; and**

6 **(3) zero dollars (\$0) in a state fiscal year that begins after**
7 **June 30, 2015.**

8 **(b) Notwithstanding the other provisions of this chapter, the**
9 **office may not provide the certifications referred to in section 8 of**
10 **this chapter for a qualified expenditure made after June 30, 2015.**
11 **However, this section may not be construed to prevent a taxpayer**
12 **from carrying an unused tax credit attributable to a qualified**
13 **expenditure made before July 1, 2015, forward to a taxable year**
14 **beginning after December 31, 2015, in the manner provided by**
15 **section 13 of this chapter."**

16 Page 9, delete lines 27 through 32.

- 1 Page 9, line 33, delete "IC 6-3.1-16-17" and insert "IC 6-3.1-16-16".
- 2 Page 9, line 35, delete "17." and insert "**16.**".
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1215 as introduced.)

and when so amended that said bill do pass.

Representative Brown T